



03-09-01

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1 **IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

2 Inventorship Krishnan
3 Applicant Microsoft Corporation
4 Attorney's Docket No. MS1-327USC1
5 Title: Adaptive Bandwidth Throttling For Network Services

J1046 U.S. PTO
09/802309

03/07/01

4 **TRANSMITTAL LETTER AND CERTIFICATE OF MAILING**

5 To: Commissioner of Patents and Trademarks From: Allan T. Sponseller (509) 324-9256
6 Washington, D.C. 20231 Lee & Hayes, PLLC
7 421 W. Riverside Avenue, Suite 500
8 Spokane, WA 99201

9 The following enumerated items accompany this transmittal letter and are being submitted for the
10 matter identified in the above caption.

1. Transmittal Letter with Certificate of Mailing included.
2. PTO Return Postcard Receipt
3. Fee Transmittal
4. Check in the amount of \$1,878.00
5. New patent application (title page plus 50 pages, including claims 1-56 & Abstract)
6. Executed Declaration
7. 13 sheets of formal drawings (Figs. 1-14)
8. Assignment w/Recordation Cover Sheet
9. Request and Certification under 35 U.S.C. 122(b)(2)(B)(i)

13 Large Entity Status [x] Small Entity Status []

14 The Commissioner is hereby authorized to charge payment of fees or credit overpayments to Deposit
15 Account No. 12-0769 in connection with any patent application filing fees under 37 CFR 1.16, and any
16 processing fees under 37 CFR 1.17.

17 Date: 3/7/01

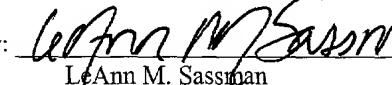
18 By: 
19 Allan T. Sponseller
20 Reg. No. 38,318

21 **CERTIFICATE OF MAILING**

22 I hereby certify that the items listed above as enclosed are being deposited with the U.S. Postal
23 Service as either first class mail, or Express Mail if the blank for Express Mail No. is completed below, in
24 an envelope addressed to The Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the
25 below-indicated date. Any Express Mail No. has also been marked on the listed items.

26 Express Mail No. (if applicable) EL764086618

27 Date: 3/7/01

28 By: 
29 LeAnn M. Sassman

EL764086618

PTO/SB/17 (11-00)

Approved for use through 10/31/2002 OMB 0651-0032

U S Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision

TOTAL AMOUNT OF PAYMENT

(\$1878.00)

Complete if Known

Application Number

Filing Date

First Named Inventor

Examiner Name

Group Art Unit

Attorney Docket No.

Krishnan

MSI-327 USCI

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **12-0769**Deposit Account Name **Lee + Hayes, PLLC** Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 Applicant claims small entity status. See 37 CFR 1.27

2. Payment Enclosed:

 Check Credit card Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101	710	201 355 Utility filing fee	710
106	320	206 160 Design filing fee	
107	490	207 245 Plant filing fee	
108	710	208 355 Reissue filing fee	
114	150	214 75 Provisional filing fee	

SUBTOTAL (1) **(\$710)**

2. EXTRA CLAIM FEES

Total Claims	Independent Claims	Extra Claims	Fee from below	Fee Paid
50	9	-20** = 30	X 18	= 48
		- 3** = 6	X 80	= 480
				=

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103	18	203 9 Claims in excess of 20
102	80	202 40 Independent claims in excess of 3
104	270	204 135 Multiple dependent claim, if not paid
109	80	209 40 ** Reissue independent claims over original patent
110	18	210 9 ** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) **(\$1128)**

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

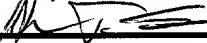
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105	130	205 65 Surcharge - late filing fee or oath	
127	50	227 25 Surcharge - late provisional filing fee or cover sheet	
139	130	139 130 Non-English specification	
147	2,520	147 2,520 For filing a request for <i>ex parte</i> reexamination	
112	920*	112 920* Requesting publication of SIR prior to Examiner action	
113	1,840*	113 1,840* Requesting publication of SIR after Examiner action	
115	110	215 55 Extension for reply within first month	
116	390	216 195 Extension for reply within second month	
117	890	217 445 Extension for reply within third month	
118	1,390	218 695 Extension for reply within fourth month	
128	1,890	228 945 Extension for reply within fifth month	
119	310	219 155 Notice of Appeal	
120	310	220 155 Filing a brief in support of an appeal	
121	270	221 135 Request for oral hearing	
138	1,510	138 1,510 Petition to institute a public use proceeding	
140	110	240 55 Petition to revive - unavoidable	
141	1,240	241 620 Petition to revive - unintentional	
142	1,240	242 620 Utility issue fee (or reissue)	
143	440	243 220 Design issue fee	
144	600	244 300 Plant issue fee	
122	130	122 130 Petitions to the Commissioner	
123	50	123 50 Processing fee under 37 CFR 1.17(q)	
126	180	126 180 Submission of Information Disclosure Stmt	
581	40	581 40 Recording each patent assignment per property (times number of properties)	40
146	710	246 355 Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249 355 For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279 355 Request for Continued Examination (RCE)	
169	900	169 900 Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) **(\$40)**

Complete (if applicable)

Name (Print/Type)	Registration No. (Attorney/Agent)	Telephone
Allan T. Sponseller	38,318	(509)324-9254
Signature 		Date 3/12/2001

WARNING: information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U S Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

PTO-122(b)

PTO/SB/35 (11-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office, U. S. DEPARTMENT OF COMMERCE

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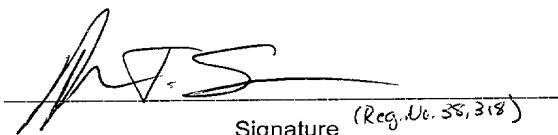
**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Krishnan
Title	Adaptive Bandwidth Throttling for Network Services
Atty Docket Number	MS1-327USC1

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

3/7/2007

Date



Signature (Reg. U. S. Pat. & Tm. Off.)

Allan T. Sponseller

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO Assistant Commissioner for Patents, Washington, DC 20231.